

Securities Board for a six year term to expire January 15, 1975.

On April 8, 1969, James H. Milam was appointed by you for a six year term to expire upon the installation of the Governor in 1975. Since Mr. Milam was subsequently confirmed, the Senate is returning to you the name of Randall C. Jackson and reports no action taken on this appointee.

Respectfully yours,
Charles A. Schnabel
Secretary of the Senate

CAS/pb
cc: Senate Journal Clerk

THE SENATE OF
THE STATE OF TEXAS
AUSTIN

May 16, 1969

The Honorable Preston Smith
Governor of Texas
Austin, Texas

Dear Governor Smith:

The Senate is herewith returning H. B. No. 504. As you will note on the certification page of this bill, the Senate has reconsidered the vote by which the bill was finally passed and has finally passed this bill by a viva voce vote.

Respectfully yours,
Charles A. Schnabel
Secretary of the Senate

CAS/pb
cc: Senate Journal Clerk

THE SENATE OF
THE STATE OF TEXAS
AUSTIN

May 16, 1969

Mrs. Orea Guffin
Enrolling Clerk
House of Representatives
Austin, Texas

Dear Orea:

A fairly unusual action occurred in the Senate this A.M. which possibly should become a part of your record.

Pursuant to H. C. R. No. 130, Governor Preston Smith returned directly to the Senate H. B. No. 504. The President of the Senate laid this enrolled bill before the Senate and the following action was taken:

A motion to suspend the Senate reconsideration rule prevailed, the vote by which H. B. No. 504 was finally passed was reconsidered and then H. B. No. 504 was finally passed by a viva voce vote.

I noted these Senate actions on the certification page of the enrolled copy of H. B. No. 504 and returned the bill by message to the Governor.

Sincerely yours,
Charles A. Schnabel
Secretary of the Senate

CAS/pb
cc: Gussie Evans-House Journal Clerk
Minnie Meier-Senate Journal Clerk

SEVENTY-FIRST DAY

(Monday, May 19, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

A quorum was announced present.

Father Joseph Courtney of The University of St. Thomas, Houston, offered the invocation, as follows:

Lord God, Father Almighty, you have created us, endowed with the angelic faculty of intellect, which helps us to soar above material creation. Yet, that very faculty demands that we cooperate with you in making laws for the proper orientation of our civic lives. May these senators be ever aware of their awesome responsibility to themselves and to others. May they ever be aware that you are the divinity which shapes our ends, rough-hew them as we will. May they well use their angelic faculty such that we in this sovereign state will be worthy always of your blessings.

Help them to draw upon the better in our past so that they may reach

for the best in the future. Help them to remember that the best is the cheapest, that morality and politics can only be divided to the detriment of both, and let it not be said of this generation that the good was interred with their bones.

May these senators, your servants, ever keep emblazoned in the foremost of their thoughts the inspired words of the Declaration of Independence—that man's rights come ultimately from you and ultimately it is to you that we are all responsible. May they realize that their noble profession is the art of the possible and may they know that a man's reach should exceed his grasp—reach men must and reach they will—may they reach for the best to achieve the better, reach for the great so that they may exceed the ordinary, reach for the highest good to be sure of achieving the greater good. May they take the gifts divine, the breath of life and manhood fine and well use them in service to their fellow men. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, May 15, 1969, and Friday, May 16, 1969, was dispensed with and the Journal was approved.

Leaves of Absence

Senator Jordan was granted leave of absence for today on account of important business on motion of Senator Hightower.

House Bill on First Reading

The following bill received from the House, was read the first time and referred to the Committee indicated:

H. B. No. 111, To Committee on State Departments and Institutions.

Reports of Standing Committees

Senator Blanchard submitted the following reports:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Insurance, to which was referred H. B. No. 704, have had the same under consideration, and I am instructed to report it back to the Senate with

the recommendation that it do pass and be printed.

BLANCHARD, Chairman.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Insurance, to which was referred S. B. No. 811, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BLANCHARD, Chairman.

Senator Brooks submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 664, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman.
BERNAL
AIKIN
BRIDGES
HERRING
MAUZY

Senator Aikin submitted the following report:

Austin, Texas,
May 19, 1969

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education to which was referred H. B. No. 161, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.
MAUZY
BATES
BERNAL
RATLIFF
HALL
WORD
CONNALLY
SCHWARTZ

Senator Moore submitted the following reports:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 157, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred H. C. R. No. 45, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 79, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

MOORE, Chairman.

C. S. H. B. No. 79 was read the first time.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 554, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

MOORE, Chairman.

C. S. S. B. No. 554 was read the first time.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 34, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

MOORE, Chairman.

C. S. S. B. No. 34 was read first time.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 175, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

MOORE, Chairman.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 798, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Senate Bill 833 on First Reading

Senator Cole moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Grover
Bates	Hall
Bernal	Harrington
Berry	Harris
Blanchard	Hazlewood
Bridges	Herring
Brooks	Hightower
Christie	Kennard
Cole	Mauzy
Connally	McKool
Creighton	Moore

Patman	Strong
Ratliff	Watson
Schwartz	Wilson
Snelson	Word

Absent—Excused

Jordan

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Cole:

S. B. No. 833, A bill to be entitled "An Act relating to the addition of three new members to the Texas Youth Council; providing for their initial appointments; increasing the number of members required to call a meeting and to constitute a quorum; providing for a Deputy Director and qualifications; amending Subsection (d) of Section 4, adding new Subsections (h), (i), and (j) to Section 4, and amending Subsection (e) of Section 5, Chapter 281, Acts of the 55th Legislature, 1957 (Article 5143d, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on State Departments and Institutions.

Senate Bill 834 on First Reading

Senator Cole moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Cole:

S. B. No. 834, A bill to be entitled "An Act relating to the transfer of the administration and control of the Corsicana State Home, the Waco State Home, and the West Texas Children's Home from the Texas Youth Council to the State Department of Public Welfare; amending the Public Welfare Act of 1941, as amended (Article 695c, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on State Departments and Institutions.

Senate Bill 835 on First Reading

Senator Cole moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Cole:

S. B. No. 835, A bill to be entitled "An Act consolidating laws relating to juveniles and repealing obsolete juvenile laws; amending Subsection (a), Section 28, and Section 35, Chapter 281, Acts of the 55th Legislature, Regular Session, 1957 (Article 5143d, Vernon's Texas Civil Statutes); repealing Articles 5119, 5120, 5121, 5122, 5123, 5124, 5126, 5127, 5128, 5129, 5130, 5133, 5134, 5136, 5137, and 5143, Revised Civil Statutes of

Texas, 1925, as amended; repealing Articles 333, 334, and 1158, Penal Code of Texas, 1925; repealing Chapter 492, Acts of the 45th Legislature, Regular Session, 1937 (Article 5143a, Vernon's Texas Civil Statutes); repealing Chapter 92, Acts of the 49th Legislature, 1945 (Article 3259b, Vernon's Texas Civil Statutes); repealing Section 11, Chapter 293, Acts of the 40th Legislature, Regular Session, 1927 (Article 333a, Vernon's Texas Penal Code); repealing Chapters 2 and 3, pages 431 and 432, General Laws, Acts of the 46th Legislature, 1939 (Articles 5119b and 5119a, Vernon's Texas Civil Statutes), Chapter 106, Acts of the 49th Legislature, 1945 (Article 5143b, Vernon's Texas Civil Statutes), and Chapter 538, Acts of the 51st Legislature, Regular Session, 1949 (Article 5143c, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on Youth Affairs.

Senate Bill 836 on First Reading

Senator Cole moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Cole:

S. B. No. 836, A bill to be entitled "An Act relating to certain children

who would be dependent or neglected except for the care and maintenance by a person having no obligation to support the child; authorizing certain officers to take certain children reasonably thought to be dependent or neglected to the juvenile court for disposition; amending Title 43, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

To the Committee on Youth Affairs.

(Senator Harrington in the Chair.)

Senate Bill 837 on First Reading

Senator Cole moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Cole:

S. B. No. 837, A bill to be entitled "An Act relating to delinquent children and children in need of supervision; relating to the jurisdiction of the juvenile courts; providing a new style for cases involving a delinquent child or a child in need of supervision; providing certain procedures for a child taken into custody; providing for bail for certain children detained; providing for separate adjudicatory and dispositional hearings; providing for the disposition of a child in need of supervision; relating to the qualifications of juvenile court judges;

amending Sections 3, 4, 5, 7, 11, and 13, Chapter 204, Acts of the 48th Legislature, 1943, as amended (Article 2338-1, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on Youth Affairs.

Resolutions Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the caption had been read, the following enrolled resolutions:

S. C. R. No. 86, Extending welcome to the Honorable Ronald Reagan, Governor of California.

S. C. R. No. 82, Authorizing the Hyde Park Baptist Church choir to present a concert in the Capitol Rotunda on June 29, 1969.

S. C. R. No. 81, Expressing appreciation to Garnet Brooks for his accomplishments and contributions to Texas.

S. C. R. No. 80, Expressing appreciation to Charles Schreiner, III, for his contributions to the State of Texas.

S. C. R. No. 79, Designating the Texas Parks and Wildlife Department's foundation herd as official State of Texas Longhorn Herd.

S. C. R. No. 78, Expressing appreciation to Dr. DeWitt C. Reddick for his contributions to journalism education in the State of Texas.

Reports of Standing Committees

Senator Strong, by unanimous consent, submitted the following reports for Senator Jordan:

Austin, Texas,
May 1, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to which was referred S. B. No. 377, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

JORDAN, Vice-Chairman.

Austin, Texas,
May 1, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to which was referred S. B. No. 352, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that C. S. S. B. No. 352 be reported back with the recommendation that it do pass and be printed.

JORDAN, Vice-Chairman.

C. S. S. B. No. 352 was read the first time.

Senator Creighton, by unanimous consent, submitted the following reports:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1143, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1138, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Senator Hall, by unanimous consent, submitted the following reports:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1446, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD
CONNALLY

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1323, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD
CONNALLY

Senate Bill 838 on First Reading

By unanimous consent, Senator Creighton moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Creighton:

S. B. No. 838, A bill to be entitled "An Act amending Subdivision 11 of Section 80, Texas Election Code (Article 7.15, Vernon's Texas Election Code), relating to the form of the ballot for electronic voting systems, by renumbering, amending and reenacting Subparagraph (c)(4) as Subparagraph (d)(3) of Subdivision 11, so that its provisions, originally ap-

plicable only to certain systems, will apply to all electronic voting systems."

To the Committee on Privileges and Elections.

House Concurrent Resolution 120 on Second Reading

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 120, Inviting Senator Ralph W. Yarborough to address a joint session of the House of Representatives and the Senate of the 61st Legislature in the Hall of the House on Monday, May 26, 1969, at 11 a.m.

The resolution was read.

On motion of Senator McKool, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 89

Senator Mauzy offered the following resolution:

S. C. R. No. 89, Memorializing Congress to disregard S. C. R. No. 24 of the 59th Legislature.

Whereas, The Supreme Court of the United States has ruled that membership in both houses of a bicameral state legislature must be apportioned according to population and has thus afforded every citizen of the State of Texas just and equal representation in the Legislature of the State of Texas; and

Whereas, Since 1965 and the passage of Senate Concurrent Resolution No. 24 of the 59th Legislature of the State of Texas, memorializing the Congress of the United States to call a constitutional convention for the purpose of changing the ruling of the Supreme Court, the people of Texas have accepted the wisdom of that decision; and

Whereas, The people of Texas desire to repudiate Senate Concurrent Resolution No. 24 of the 59th Legislature; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Congress of the United States is memorialized to disregard and to consider Senate Concurrent Resolution No. 24 of the 59th Legislature of the State of Texas as a total and complete nullity; and, be it further

Resolved, That the Senate Concurrent Resolution No. 24 of the 59th Legislature of the State of Texas is repealed, revoked, and repudiated and has no continuing effect or validity; and, be it further

Resolved, That a duly attested copy of this Resolution be immediately transmitted to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, and to each member of the Congress from this State.

MAUZY
JORDAN

The resolution was read and was referred to the Committee on Legislative, Congressional and Judicial Districts.

Senate Concurrent Resolution 90 on Second Reading

Senator Bates asked unanimous consent to suspend the regular order of business and take up S. C. R. No. 90 for consideration at this time.

There was objection.

Senator Bates then moved to suspend the regular order of business and take up S. C. R. No. 90 for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Moore
Bridges	Patman
Christie	Ratliff
Cole	Schwartz
Connally	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Nays—4

Brooks	Mauzy
Creighton	McKool

Absent—Excused

Jordan

The Presiding Officer laid before the Senate the following resolution:

S. C. R. No. 90, Requesting each political party holding a primary elec-

tion to submit a proposition relating to daylight savings time to the qualified electors.

BE IT RESOLVED by the Senate of the State of Texas, the House of Representatives concurring, That the state executive committee of each political party holding a primary election be and is hereby requested to submit to the qualified electors at the general primary election to be held in May, 1970, a proposition relating to daylight saving time, at which election the ballot shall be printed to provide for voting for or against the proposition "Daylight saving time"; and, be it further

Resolved, That immediately above that proposition be printed the following: "This referendum is an expression of public opinion only and has no binding effect as law."

The resolution was read.

On motion of Senator Bates the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 91

Senator Bates offered the following resolution:

S. C. R. No. 91, Creating the Delinquent Ad Valorem Tax Study Commission.

Whereas, According to the best available estimates, hundreds of millions of dollars in delinquent Ad Valorem taxes are owed to the State of Texas and its Taxing units, unjustly imposing an additional burden on the great majority of property owners who pay their taxes on time; and

Whereas, Much of the real property in the State escapes its fair share of taxation because of omission from the rolls and legally insufficient assessments; and

Whereas, According to the best available estimates, delinquent Ad Valorem taxes on the rolls and owed in this State increase by more than \$10 million per year despite the urgent need of all Taxing Units for adequate revenue to provide vital services and meet the responsibilities of government, and this figure does not include revenue losses from omitted properties, many of which have never been taxed; and

Whereas, These ever-mounting delinquencies are almost more certain

than the taxes themselves and pose a serious threat to current collections and erode respect for and confidence in the State and its institutions and the tax laws in general; and

Whereas, The present Ad Valorem tax laws may be satisfactory for Tax Receiving from the millions of taxpayers ready and willing to meet their obligations as property owners, but are inadequate and cumbersome for Tax Collecting where suits must be brought to enforce payment; and

Whereas, The present available enforcement procedures have been tried and found wanting by many Taxing Units working diligently to keep their past due taxes to a minimum; and

Whereas, Many of the tax delinquencies and omissions arise from difficulties in assessing and insufficient information as to properties to be taxed, the names and addresses of their owners and proper legal descriptions; and

Whereas, Acting in reliance on the present law which bars use of limitations as a defense in suits for taxes on delinquent real property (except pre-1941 taxes for school districts) officials of many Taxing Units follow an unofficial policy of Compassionate Enforcement with regard to suit and foreclosure on homesteads of elderly citizens and defer actions to collect such taxes when delinquent until the properties are sold or pass to heirs or devisees or are no longer used as homesteads by their elderly owners; and

Whereas, Record-keeping on ever-increasing delinquencies, particularly annual repeat items, is an almost overwhelming problem to Taxing Units with small clerical staffs, limited office equipment and inadequate budgets and is an unproductive expense to all Taxing Units, regardless of size; and

Whereas, True and correct statements of delinquent taxes are essential to protect real estate transactions from "hidden" tax liens, but the delinquent records in many Taxing Units are fragmentary and unreliable for issuance of Tax Certificates as provided by law; and

Whereas, Adequate information is not available as to:

- 1) The totals of such delinquencies on the rolls in this State;
- 2) The types of properties involved and likelihood of collections;

3) The quantities and values of properties omitted from the tax rolls or assessed in a legally insufficient manner and the measures required to correct such deficiencies;

4) The statutory and procedural revisions required for satisfactory assessments and speedy collection of Ad Valorem taxes;

5) The protection to be maintained for Taxing Units following a policy of Compassionate Enforcement on homesteads of elderly Texans and the need for possible changes in the law to provide for uniform and/or voluntary official deferment of all or a part of the collection of taxes on these homesteads while occupied by their elderly owners; and

6) The costs of and new methods available for creating and keeping adequate records on delinquent Ad Valorem taxes until collections can be effected and in the meantime to facilitate real estate transfers by providing for usable, recordable and conclusive Abstracts of Tax Payments (Tax Certificates); and

Whereas, There is an urgent need for adequate information on these items and related matters pertaining to Ad Valorem taxes so that the Legislature and the Supreme Court will have reliable bases for whatever action is deemed necessary to insure the prompt, efficient—and above all the fair and impartial—assessment and collection of Ad Valorem taxes in Texas by all Taxing Units; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring; that

Section 1. The Delinquent Ad Valorem Tax Study Commission is hereby established, composed of three (3) members-at-large appointed by the Governor, three (3) members of the Senate appointed by the Lieutenant Governor, three (3) members of the House of Representatives appointed by the Speaker, three (3) members appointed by the Chief Justice of the Supreme Court of Texas, the Comptroller of Public Accounts and the Attorney General, and the following ex officio members: The President of the State Bar of Texas for 1969-1970; The President of the Tax Assessor-Collectors Association of Texas for 1969-1970; and the present President of the Texas Association of Assessing Officers.

Section 2. The Comptroller, the Attorney General and the Texas Legislative Council are hereby requested to provide the Study Commission with all information and assistance they can in the performance of its task. The Study Commission may appoint such advisory committees as it deems useful and appropriate.

Section 3. The Study Commission shall first be assembled at the call of the Governor. The Commission shall then elect from its membership a chairman and a secretary.

Section 4. The members of the Commission shall be reimbursed for their actual expenses incurred in carrying out the purposes of this resolution. The expenses of each legislative member shall be paid from the contingent expenses fund of the house of which he is a member, and the expenses of the other members shall be paid equally from the contingent expenses funds of the House and Senate.

Section 5. The Delinquent Ad Valorem Tax Study Commission shall undertake a study of the whole problem of delinquent Ad Valorem taxes in Texas, the causes for such tax delinquencies and omitted assessments, the reasons why these taxes are not collected and all other relevant matters and shall report its finding and recommendations in these premises to the Governor, Lieutenant Governor, Speaker of the House and the Chief Justice of the Supreme Court of Texas before the convening of the 62nd Legislature.

The resolution was read and was referred to the Committee on Contingent Expenses.

Report of Standing Committee

Senator Strong, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Privileges and Elections to which was referred S. B. No. 838, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STRONG, Chairman.
BRIDGES
CONNALLY

CREIGHTON
GROVER
HAZLEWOOD
MAUZY
McKOOL
MOORE

Senate Bill 838 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent S. B. No. 838 was ordered not printed.

House Bill 1270 Re-referred

On motion of Senator Patman, and by unanimous consent, H. B. No. 1270 was withdrawn from the Committee on Education and re-referred to the Committee on County, District and Urban Affairs.

Motion in Writing

Senator Hall submitted the following Motion in Writing:

Hon. Ben Barnes, President of the Senate.

Dear Mr. President:

Notice is hereby given of the intent to hold a Local and Uncontested Calendar at 9:00 A.M., Thursday, May 22, 1969.

Ralph M. Hall, Chairman
Local and Uncontested
Calendar

The Motion in Writing was read and was adopted.

Reports of Standing Committees

Senator Creighton, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1431, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Senator Connally, by unanimous consent, submitted the following reports:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred H. B. No. 1426, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.
BLANCHARD

Austin, Texas,
May 14, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife to which was referred H. B. No. 963, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.
BLANCHARD

House Bill 1161 Re-referred

On motion of Senator Word, and by unanimous consent, H. B. No. 1161 was withdrawn from the Committee on State Affairs and re-referred to the Committee on Jurisprudence.

House Bill 74 Re-referred

On motion of Senator Strong, and by unanimous consent, H. B. No. 74 was withdrawn from the Committee on State Affairs and re-referred to the Committee on Finance.

Senate Bill 704 With House Amendments

Senator Connally called S. B. No. 704 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and the following House amendments before the Senate:

Amendment No. 1

Amend Section 3 of S. B. 704 by adding the following provision to the end of said Section 3:

Provided, however, that the District shall not exercise the powers hereinabove granted by this Section 3(f) within the boundaries of Kerr, Real, or Bandera Counties unless the Commissioners' Court of such County or Counties shall first have consented by a majority vote thereof to the

exercise of such power within such County or Counties.

Amend Section 4 of S. B. 704 by adding the following provision to the end of said Section 4:

Provided, however, that no Ordinance enacted pursuant to the powers hereinabove given the District by this Section 3(g) shall be promulgated in any County or Counties outside the existing boundaries of the District.

Amendment No. 2

Amend Senate Bill 704 by adding in the first line of Section (j), page 2 after the word "area" and before the word "which" the following:

"except Bandera, Real and Kerr Counties"

The House amendments were read.

Senator Connally moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Bill 497 With House Amendment

Senator Christie called S. B. No. 497 from the President's table for consideration of the House amendment to the bill.

The Presiding Officer laid the bill and the House amendment before the Senate:

Committee Amendment No. 1

Amend Senate Bill No. 497 by amending Subsection (b), Section 5 to read as follows:

(b) The judge of the County Court at Law No. 3 of El Paso County shall receive an annual salary in an amount identical to that received by the judge of each other county court at law in El Paso County. The salary shall be set and paid in the same manner and from the same source as the salaries of the judges of the other county courts at law in El Paso County are set and paid. The judge shall not collect any fee from the county for disposing of any criminal case.

The House amendment was read.

Senator Christie moved that the Senate concur in the House amendment.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

Senate Bill 176 With House Amendment

Senator Christie called S. B. No. 176 from the President's table for consideration of the House amendment to the bill.

The Presiding Officer laid the bill and the following House amendment before the Senate:

Amendment No. 1

Amend S. B. 176 by adding the word "hospital" before the word properties in the last line of Section 1.

The House amendment was read.

Senator Christie moved that the Senate concur in the House amendment.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

Senate Bill 613 with House Amendment

Senator Mauzy called S. B. No. 613 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and the following House amendment before the Senate:

Committee Amendment No. 1

Amend Corrected Copy, First Printing, S. B. No. 613 as follows:

1. Delete "Twenty-three Thousand Dollars (\$23,000)" from lines 40 and 41 on page 1 of the printed bill and substitute the following:

"Twenty-five Thousand Dollars (\$25,000)"

2. Delete "Sixteen Thousand Dollars (\$16,000)" from lines 56 and 57 on page 1 of the printed bill and substitute the following:

"Eighteen Thousand Dollars (\$18,000)"

The House amendment was read.

Senator Mauzy moved that the Senate do not concur in the House amendments, but that a Conference Committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

The Presiding Officer asked if there were any motions to instruct the Conference Committee on S. B. No. 613 before appointment.

There were no motions offered.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate on the bill: Senators Mauzy, McKool, Harris, Kennard and Bernal.

Reports of Standing Committees

Senator Connally, by unanimous consent, submitted the following reports:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred H. B. No. 1304, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman
BLANCHARD

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred H. B. No. 1303, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman
BLANCHARD

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred H. B. No. 1302, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman
BLANCHARD

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred H. B. No. 1332, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman
BLANCHARD
MOORE

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred H. B. No. 1333, have had the same under consideration, and we are instructed to report it back to the Sen-

ate with the recommendation that it do pass and be printed.

CONNALLY, Chairman
BLANCHARD

Senator Hightower, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Contingent Expenses, to which was referred S. C. R. No. 91, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER,
Chairman
AIKIN
WORD
HALL

Senator Hall, by unanimous consent, submitted the following reports:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1331, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD
CONNALLY

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1330, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD
CONNALLY

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1270, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD
CONNALLY

House Bill 1446 Ordered Not Printed

On motion of Senator Word, and by unanimous consent, H. B. No. 1446 was ordered not printed.

Vote on Adoption of Senate Resolution 776 Reconsidered

On motion of Senator Schwartz, and by unanimous consent, S. R. No. 776 was called from the Senate Journal and the vote by which S. R. No. 776 was adopted was reconsidered.

Question—Shall S. R. No. 776 be again adopted?

House Bill 1323 Ordered Not Printed

On motion of Senator Patman, and by unanimous consent, H. B. No. 1323 was ordered not printed.

House Bill 1426 Ordered Not Printed

On motion of Senator Patman, and by unanimous consent, H. B. No. 1426 was ordered not printed.

(President in the Chair.)

Vote on Final Passage of House Bill 847 Reconsidered

On motion of Senator Bates, and by unanimous consent, the vote by which H. B. No. 847 was finally passed was reconsidered.

Question—Shall H. B. No. 847 be again passed?

Reports of Standing Committees

Senator Brooks, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which

was referred H. B. No. 111, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman
BERNAL
AIKIN
BRIDGES
HERRING
MAUZY
WILSON

Senator Hightower, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Contingent Expenses, to which was referred S. C. R. No. 84, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HIGHTOWER,
Chairman
AIKIN

Senate Resolution 834

Senator Blanchard offered the following resolution:

Whereas, The 60th Legislature, during its Regular Session, adopted S. R. No. 653, creating a committee to investigate the facts surrounding the practices of health, accident, and hospitalization insurance companies in dealings with policyholders and the general public in order to determine whether legislation might be needed to protect the public as well as the insurance industry in general; and

Whereas, The committee has worked diligently, holding hearings and accumulating information on problems in the industry and getting the opinions of policyholders; and

Whereas, Although the committee has made much progress, there is more to be done before a definitive study can be completed and appropriate legislation drawn to correct inequities and provide the protection needed by both policyholders and the insurance companies concerned; now, therefore, be it

Resolved, That the Senate of the 61st Legislature hereby create a spe-

cial interim Insurance Study Committee composed of five members of the Senate, appointed by the Lieutenant Governor, to sit at such times and places between the adjournment of the 61st Legislature and the date of the convening of the Regular Session of the 62nd Legislature as the committee may deem necessary and proper; the committee shall continue the work initiated by the committee which was created through S. R. No. 653 and adopted by the Senate of the 60th Legislature, Regular Session, 1967; and, be it further

Resolved, That the Lieutenant Governor shall also appoint six private citizens who have demonstrated an interest in and a particular knowledge of the practices of health, accident, and hospitalization insurance companies and their dealings with policyholders as an advisory committee to the Insurance Study Committee; this Citizens Advisory Committee shall assist the Insurance Study Committee in making available the professional and technical assistance essential to the performance of its task; and, be it further

Resolved, That the Insurance Study Committee shall have the power to formulate its own rules of procedure and evidence and to provide for its own hours of meeting, recessing, and adjournment; provided, however, that the rules of evidence to be followed shall be practically the same as followed in the courts of this state, and the committee is authorized to hold executive sessions, within its discretion, and then the committee may be governed by the rules of evidence applicable to any grand jury inquiry in this state; and, be it further

Resolved, That the majority of the membership of the committee shall have power to issue process for witnesses to any place in this state and to compel their attendance and the production of all books and records, and upon disobedience of any subpoena the committee shall have the power to issue attachments which may be addressed to and served by either the sergeant-at-arms appointed by the committee or any sheriff or any constable of this state; and the committee shall have authority to cite for contempt anyone disobeying said process and to punish for such contempt in the same manner as provided for by general law. The com-

mittee shall have power to inspect and make copies of any books, records, or files of any insurance company or its agents, and any and all other instruments and documents pertinent to the matter under investigation by the committee, and shall also have power to examine and audit the books of such insurance company or its agents. The committee shall have power to administer oaths and affirmations and fix the bonds of attached witnesses, and shall further have all the powers necessary in order to accomplish the purposes for which it is appointed. Three members of the Insurance Study Committee shall constitute a quorum for the transaction of official business; and, be it further

Resolved, That the Insurance Study Committee may call upon the Attorney General's Department, the State Board of Insurance, the State Auditor, and all other departments for assistance and advice, and it shall be the duty of the Attorney General's Department to render opinions and give counsel and assistance to the committee on request of the chairman or members of the committee; and, be it further

Resolved, That from the Contingent Expenses Fund of the Senate, the members of both the Insurance Study Committee and the Citizens Advisory Committee shall be reimbursed for their actual expenses incurred in carrying out the purposes of this Resolution, and that other necessary expenses of operation of the Insurance Study Committee shall also be paid from the Contingent Expenses Fund of the Senate; and, be it further

Resolved, That the Insurance Study Committee shall prepare a budget for the operating expenses, which shall be submitted to the Contingent Expenses Committee of the Senate, and no expenditures shall be made until the budget has been approved. Prior approval of non-budgeted expense must also be obtained from the Contingent Expenses Committee of the Senate; and, be it further

Resolved, That the Insurance Study Committee shall make a full report on its findings and recommendations, together with drafts of legislation it deems desirable, to the Regular Session of the 62nd Legislature.

WATSON
BLANCHARD

The resolution was read and was

referred to the Committee on Contingent Expenses.

**Committee Substitute
Senate Bill 394 on Second Reading**

On motion of Senator Christie, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C. S. S. B. No. 394, A bill to be entitled "An Act relating to establishing, maintaining, supporting, and managing The University of Texas (Undergraduate) Nursing School at El Paso; providing that all hospital facilities and services for such school be provided at no costs and expense to the State of Texas; providing for severability; and declaring an emergency."

The bill was read second time and passed to engrossment.

**Committee Substitute
Senate Bill 394 on Third Reading**

Senator Christie moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 394 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

House Bill 111 Ordered Not Printed

On motion of Senator Herring, and by unanimous consent, H. B. No. 111 was ordered not printed.

House Bill 1431 Ordered Not Printed

On motion of Senator Moore, and by unanimous consent, H. B. No. 1431 was ordered not printed.

House Bill 1302 Ordered Not Printed

On motion of Senator Moore, and by unanimous consent, H. B. No. 1302 was ordered not printed.

House Bill 1303 Ordered Not Printed

On motion of Senator Moore, and by unanimous consent, H. B. No. 1303 was ordered not printed.

House Bill 1304 Ordered Not Printed

On motion of Senator Moore, and by unanimous consent, H. B. No. 1304 was ordered not printed.

House Bill 1330 Ordered Not Printed

On motion of Senator Moore, and by unanimous consent, H. B. No. 1330 was ordered not printed.

House Bill 1331 Ordered Not Printed

On motion of Senator Moore, and by unanimous consent, H. B. No. 1331 was ordered not printed.

House Bill 1332 Ordered Not Printed

On motion of Senator Moore, and

by unanimous consent, H. B. No. 1332 was ordered not printed.

House Bill 1333 Ordered Not Printed

On motion of Senator Moore, and by unanimous consent, H. B. No. 1333 was ordered not printed.

**Committee Substitute
Senate Bill 386 on Second Reading**

On motion of Senator Wilson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C. S. S. B. No. 386, A bill to be entitled "An Act making it a misdemeanor for any person who is actively engaged in commercial harvesting of any trees or timber to cut a tree, or limb therefrom, on any electric transmission or distribution line, or any telephone line or cable, breaking or damaging such line or cable so as to disrupt the service; providing a penalty; making such act cumulative; and declaring an emergency."

The bill was read second time and passed to engrossment.

**Committee Substitute
Senate Bill 386 on Third Reading**

Senator Wilson moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 386 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 1388, A bill to be entitled "An Act amending Section 1, Chapter 322, Acts of the 60th Legislature, Regular Session, 1967 (Article 1970-301h, Vernon's Texas Civil Statutes), relating to the compensation of county court at law judges of Bexar County; and declaring an emergency."

H. B. No. 1389, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under and essential to the purposes of Article XVI, Section 59, Constitution of Texas, to be known as 'White Bluff Water Control and Improvement District of Hill County'; declaring the district a governmental agency, body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the district will be benefited thereby; conferring rights, powers, privileges, authorities, and functions upon the district; providing for continuing supervision by the state through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the district shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, Vernon's Texas Civil Statutes; provid-

ing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain and the district bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the district boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, Vernon's Texas Civil Statutes, pertaining to dissolution shall be applicable to the district; providing for notice of elections; providing for canvassing elections; providing that the bonds of the district are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the district but that Article 1182c-1, Vernon's Texas Civil Statutes, shall be applicable; finding that the requirements of Article XVI, Section 59(d), Constitution of Texas, have been accomplished; finding that the district will be carrying out an essential public function and providing that district properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

H. B. No. 1404, A bill to be entitled "An Act amending Chapter 505, Acts of the 55th Legislature, Regular Session, 1957 (Article 1118w, Vernon's Texas Civil Statutes), granting additional powers to cities and towns in regard to mass transportation services in urban areas; providing a severability provision; repealing laws, general and special and city charter provisions, in conflict herewith; and declaring an emergency."

H. B. No. 1406, A bill to be entitled "An Act amending Chapter 241, page 655, Acts of the 58th Legislature, Regular Session, 1963 (codified as Article 8280-284, Vernon's Texas Civil Statutes), to convert Galveston West Bay Municipal Utility District of Galveston County, Texas, from a fresh water supply district to a water control and improvement district; prescribing the district rights, powers, privileges and duties; providing that

no conversion election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Right Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; repealing Sections 2 through 6 of said Chapter 241; validating all governmental acts and proceedings of its board which are not the subject of litigation; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency."

H. B. No. 1407, A bill to be entitled "An Act relating to certificates of indebtedness for the maintenance of public roads by La Salle County; and declaring an emergency."

H. B. No. 1413, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as Fallbrook Utility District of Harris County, Texas; defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing

the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency."

H. B. No. 1418, A bill to be entitled "An Act deleting Subsection (c) of Section 15, Chapter 730, Acts of the 60th Legislature, Regular Session, 1967 (Article 978j-1, Vernon's Texas Penal Code), relating to an exception to regulatory authority in Borden and Scurry Counties; repealing Chapter 265, Acts of the 56th Legislature, Regular Session, 1959 (Article 978j, note, Vernon's Texas Penal Code); and declaring an emergency."

H. B. No. 1420, A bill to be entitled "An Act authorizing Bexar County to donate and convey land to the Board of Regents of The University of Texas System to be used as a site for a four-year state university."

H. B. No. 1424, A bill to be entitled "An Act relating to the method of election to the board of trustees of the Matagorda Independent School District; amending Section 7, Chapter 42, Special Laws, Acts of the 39th Legislature, Regular Session, 1925; and declaring an emergency."

H. B. No. 1425, A bill to be entitled "An Act relating to the sale or lease by the governing body of the City of Palacios of the tract of land known as the campsite for Camp Hulen, Texas; amending Section 2, Chapter

10, Acts of the 57th Legislature, 3rd Called Session, 1962; and declaring an emergency."

H. B. No. 1011, A bill to be entitled "An Act relating to rentals and tenant selection for housing projects; amending Section 10, Chapter 462, Acts of the 45th Legislature, 1937, as amended (Article 1269K, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1015, A bill to be entitled "An Act amending Senate Bill No. 36, Page 544, General Laws of the State of Texas, Acts of the Forty-sixth Legislature, Regular Session, 1939, as amended by House Bill No. 611, Chapter 562, Page 914, General and Special Laws of the State of Texas, Forty-seventh Legislature, Regular Session, 1941, as amended, which is codified as Article 695c, Vernon's Texas Civil Statutes; authorizing the State Department of Public Welfare to extend by rule and regulation the full range of programs and scope of services provided for under the Federal laws as they now read or as they may hereafter be amended and any rules and regulations promulgated pursuant thereto; authorizing the Department to enter into agreements to implement these programs and services; authorizing the Department to accept funds from public and private sources, expend and/or transfer such funds; deleting the specific divisions within the Department and authorizing the commissioner to create such divisions as are appropriate; amending the residence requirements for applicants for Aid to the Blind, Aid to the Permanently and Totally Disabled, Aid to Families with Dependent Children and Old Age Assistance; fixing an effective date; providing a repealing clause, a savings clause; and declaring an emergency."

H. B. No. 1052, A bill to be entitled "An Act relating to salaries of certain county and precinct officers and employees; repealing laws in conflict; and declaring an emergency."

H. B. No. 1053, A bill to be entitled "An Act relating to changing the name of the corporation court to the municipal court; amending Chapter 16, Title 28, Revised Civil Statutes of Texas, 1925, by adding Article 1194A; and declaring an emergency."

H. B. No. 1063, A bill to be entitled "An Act authorizing school districts to furnish transportation for certain college or university students; and declaring an emergency."

H. B. No. 1069, A bill to be entitled "An Act re-establishing the jurisdiction of the 22nd Judicial District of Texas; eliminating overlapping jurisdiction with the 155th Judicial District in Austin and Fayette Counties; and declaring an emergency."

H. B. No. 1086, A bill to be entitled "An Act relating to representation of the plaintiff by prosecuting attorneys under the Uniform Reciprocal Enforcement of Support Act; amending Subsection (o), Section 1, Chapter 679, Acts of the 59th Legislature, Regular Session, 1965 (Article 2328b-4, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 912, A bill to be entitled "An Act authorizing and relating to contracts between any city of this state and any city of a bordering state, with a common boundary along the state line, to provide for joint and cooperative furnishing of certain governmental facilities and services; and declaring an emergency."

H. B. No. 914, A bill to be entitled "An Act relating to abolishment of the dual school system; amending Article 2893, Revised Civil Statutes of Texas, 1925; repealing Chapter 283, Acts of the 55th Legislature, Regular Session, 1957 (Article 2900a, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 952, A bill to be entitled "An Act validating all ordinances heretofore passed by home rule cities levying or attempting to levy a tax upon the cost of occupancy of hotel rooms; validating all such occupancy taxes levied or attempted to be levied pursuant to such ordinances; enacting provisions incident and relating to the subject and purpose of this Act; providing a saving clause; and declaring an emergency."

H. B. No. 808, A bill to be entitled "An Act declaring void certain deed restrictions based on race, color, religion, or national origin; and declaring an emergency."

H. B. No. 823, A bill to be entitled

"An Act amending Chapter 344, Acts of the 49th Legislature, Regular Session, 1945, as amended (Articles 46c-1 through 46c-8, Vernon's Texas Civil Statutes); relating to the Texas Aeronautics Commission; and declaring an emergency."

H. B. No. 895, A bill to be entitled "An Act continuing the Texas Civil Judicial Council and prescribing its powers; amending Sections 1, 3, 4, 6, and 7, Chapter 19, page 51, Acts of the Forty-first Legislature, First Called Session, 1929 (codified as Article 2328a, Vernon's Annotated Civil Statutes of the State of Texas); renaming the Council; establishing definite terms for both appointive and ex officio members of the Council and providing for the filling of vacancies; providing for ex officio membership of retired Justices and Judges; providing for public hearings by a committee of three or more Council members; authorizing the issuance of subpoenas and like orders and providing for the enforcement thereof; requiring the supplying of statistical data, civil or criminal, and other information reasonably requested by the Council as a part of the official duties of justices, judges, clerks, and other court officers; providing that unreasonable delay in supplying such information shall be presumptively deemed a refusal to supply same; directing the enforcement of such official duties by mandamus and other extraordinary writs; directing the Attorney General to prosecute suits on behalf of the Council, repealing all laws or parts of laws in conflict herewith; containing a severability paragraph; and declaring an emergency."

H. B. No. 897, A bill to be entitled "An Act authorizing the Central Education Agency to contract with private schools for the deaf to provide for the education and training for certain deaf children; providing for financing; and declaring an emergency."

H. B. No. 725, A bill to be entitled "An Act relating to the creation, establishment, maintenance and operation of a hospital district in accordance with the provisions of Section 9 of Article IX of the Constitution of the State of Texas, to be known as the Fannin County Hospital District, with boundaries coextensive with the boundaries of Fannin County,

Texas; defining its purposes; providing for its administration, operation, financing, taxing powers and liabilities; prescribing procedures; enacting other provisions related to the subject; providing for severability; reciting proof of publication of constitutional notice; and declaring an emergency."

H. B. No. 740, A bill to be entitled "An Act relating to the change fund in certain counties; amending Sections 1 and 4, Chapter 100, Acts of the 53rd Legislature, Regular Session, 1953 (Article 1630b, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 742, A bill to be entitled "An Act relating to maintenance and upkeep of certain cemeteries by the county; and declaring an emergency."

H. B. No. 764, A bill to be entitled "An Act expanding the authority of agricultural commodity producers boards to include programs of disease and insect control; providing for the collection of an assessment from each producer of an agricultural commodity who does not file an exemption certificate, and providing for refunds; bringing certain commodities within the coverage of the commodities assessment law; amending Sections 1, 14, and 15, Chapter 462, Acts of the 60th Legislature, Regular Session, 1967 (Article 55c, Vernon's Texas Civil Statutes), and adding a Section 2A; and declaring an emergency."

H. B. No. 768, A bill to be entitled "An Act to amend Section 11, Chapter 88, Acts of the 41st Legislature, 2nd Called Session, 1929, as amended (Article 6675a-11, Vernon's Texas Civil Statutes), providing for fees of tax assessors-collectors for issuing license receipts and license plates; providing that the tax assessor-collector shall pay the entire expense of issuance of such license receipts and license plates and the cost of postage used in mailing same to applicants; providing a saving clause; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 769, A bill to be entitled "An Act relating to the district court in certain judicial districts hearing and determining noncontested or agreed cases; amending Section 2,

Article 1919, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

H. B. No. 790, A bill to be entitled "An Act creating a Texas Conservation Foundation; providing powers, duties, organization, and term of office of the Texas Conservation Foundation; providing contractual powers for the Texas Conservation Foundation; providing a method for filling vacancies; authorizing the acquisition of lands by gift, bequest, donation, or purchase; authorizing the acceptance of money or other property of value in trust or otherwise for parks, educational, and scientific purposes; providing for tax exemption of lands and property owned or held by the Texas Conservation Foundation; providing for tax-exempt gifts or transfers to the Texas Conservation Foundation; providing a severability clause; and declaring an emergency."

H. B. No. 643, A bill to be entitled "An Act relating to issuance of search warrants to fire marshals to inspect premises for fire hazards or violations of fire regulations; amending Chapter 18, Code of Criminal Procedure, 1965; and declaring an emergency."

H. B. No. 681, A bill to be entitled "An Act granting minors the capacity to consent to examination and treatment by a licensed physician for certain diseases; and declaring an emergency."

H. B. No. 686, A bill to be entitled "An Act establishing juvenile boards in Anderson, Henderson, and Houston Counties; and declaring an emergency."

H. B. No. 506, A bill to be entitled "An Act relating to the definition of dependent and neglected children; amending Article 2330, Revised Civil Statutes of Texas, 1925; and Section 9a, Chapter 281, Acts of the 55th Legislature, Regular Session, 1957 (Article 5143d, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 513, A bill to be entitled "An Act relating to the control, supervision, and use of the state cemetery, and the use of other state property as an interment site; amending Article 678, Revised Civil Statutes

of Texas, 1925, as amended; and declaring an emergency."

H. B. No. 403, A bill to be entitled "An Act relating to the display of certain prohibited weapons by persons engaged in the business of selling, buying, or renting these weapons; providing a penalty; and declaring an emergency."

H. B. No. 459, A bill to be entitled "An Act relating to the creation, administration, powers, duties, and financing of Van Zandt County Hospital District of Van Zandt County, Texas, by authority of Article IX, Section 9, Constitution of the State of Texas; and declaring an emergency."

H. B. No. 382, A bill to be entitled "An Act relating to the destruction of old chattel mortgages and chattel mortgage records in certain counties; and declaring an emergency."

H. B. No. 362, A bill to be entitled "An Act relating to issuing a special restricted operator's license to certain persons; amending Sections 4 and 12 of Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6687b, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 263, A bill to be entitled "An Act to amend Subsection (2) of Section 1 of Article III, Senate Bill No. 116, Chapter 334, Acts of 51st Legislature, Regular Session, 1949 (Article 2922-13, Section 1(2) V.T.C.S.); to amend Subsection (2) of Section 1 of Article IV, Senate Bill 116, Chapter 334, Acts 51st Legislature, Regular Session, 1949, as amended in Senate Bill 16, Chapter 721, Acts of 60th Legislature, Regular Session, 1967 (Article 2922-14, Section 1(2), V.T.C.S.), thereby to broaden the Foundation School Program to provide for improved vocational education and supportive vocational unit personnel; to add a new Subsection (2-A) following Subsection (2) in Section 1 of Article IV, Senate Bill 116, supra, as amended, providing for the inclusion of vocational teacher units in the formula for determination of grants for current operating costs; providing for an effective date of this amendatory Act; and declaring an emergency."

H. B. No. 276, A bill to be entitled "An Act to provide a sick leave policy for all teachers employed in the Texas Public Free Schools, setting out the Minimum Sick Leave Program, providing for reports to and administration through the Central Education Agency, providing for financing from the State Foundation School Fund, to take effect for the 1969-70 school year and thereafter; providing a severability clause; and declaring an emergency."

H. B. No. 176, A bill to be entitled "An Act amending Article 7468, Revised Civil Statutes of Texas, 1925, by providing that state water may be stored or diverted for any beneficial use; and declaring an emergency."

H. B. No. 1438, A bill to be entitled "An Act amending Section 1, Chapter 70, 55th Legislature, Regular Session, 1957, to delete Falls County from the Act prohibiting the use of calls or devices to attract wild animals; and declaring an emergency."

H. B. No. 53, A bill to be entitled "An Act adopting Title I of the Family Code, a substantive revision of the statutes relating to husband and wife—entering the marriage relationship; validity of marriage; dissolution of marriage; rights, duties, powers, and liabilities of spouses; and marital property; amending certain laws to conform to the new code, as follows: amending Article 495, Penal Code of Texas, 1925, relating to punishment for incest; amending Article 5460, Revised Civil Statutes of Texas, 1925, as amended, relating to the requirements for securing a lien on the homestead of a married person; amending Section 17A, Chapter 41, Acts of the 40th Legislature, 1st Called Session, 1927, as amended (Rule 50b, Article 4477, Vernon's Texas Civil Statutes), relating to the record-keeping and information-providing function of the Bureau of Vital Statistics; adding an Article 3930a-1 to Title 61, Revised Civil Statutes of Texas, 1925, providing a fee for certain services rendered by county clerks and county recorders; repealing the statutes replaced by Title I of the Family Code; declaring the effect of conflicting laws passed at the same session; declaring the applicability of the Code Construction Act (Article 5429b-2, Vernon's Texas Civil

Statutes); providing for severability; providing a saving clause; providing an effective date; and declaring an emergency."

H. B. No. 44, A bill to be entitled "An Act amending Subsection (a), Section 22, Texas Election Code, as amended (Article 3.08, Vernon's Texas Election Code), relating to the pay of election judges and clerks; and declaring an emergency."

H. B. No. 24, A bill to be entitled "An Act relating to the pensions which Confederate veterans and their widows are entitled to receive; amending Article 6221, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

All necessary rules suspended, and the Conference Committee Report on Senate Bill No. 208 adopted by non-record vote.

The House has concurred in Senate amendments to House Bill No. 498 by vote of 134 ayes, 7 noes.

All necessary rules suspended, and the House concurred in Senate amendments to House Bill No. 75 by non-record vote.

H. B. No. 1122, A bill to be entitled "An Act amending Section 1a, Chapter 39, Acts of the 44th Legislature, Regular Session, 1935 (Article 4639a, Vernon's Texas Civil Statutes), relating to statements regarding expenditure of support payments; and declaring an emergency."

H. B. No. 1126, A bill to be entitled "An Act relating to the issuance of certain bonds by cities having a population of 5,000 or more; amending Section 1, Chapter 341, Acts of the 57th Legislature, Regular Session, 1961 (Article 1187f, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1139, A bill to be entitled "An Act requiring the Texas Water Rights Commission or its designated agents to investigate the feasibility of fresh water supply district projects financed by bond issues; containing a severability clause; and declaring an emergency."

H. B. No. 1147, A bill to be entitled "An Act amending Section (c) of Ar-

ticle 1.14 of Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as added, authorizing the Comptroller of Public Accounts to require sufficient security of delinquent taxpayers where collection of taxes is deemed insecure; making provisions for such security; providing that making of such security is a condition precedent to obtaining or retaining any license or permit under this title; authorizing injunction against taxpayers who fail to furnish security; and declaring an emergency."

H. B. No. 1160, A bill to be entitled "An Act authorizing the Parks and Wildlife Commission to exchange certain land in the Jim Hogg Memorial Park for other land to be included in the park; and declaring an emergency."

H. B. No. 1218, A bill to be entitled "An Act amending Section 2 and Section 3, of Article 21.48A of the Insurance Code of Texas, S. B. No. 236, Ch. 491, Page 868, Acts of the 52nd Legislature, Regular Session (1951), as amended, by prohibiting a Mortgage Lender from requiring a borrower to procure insurance through certain persons and setting forth bases for rejecting such insurance; providing for severability; and declaring an emergency."

H. B. No. 1241, A bill to be entitled "An Act relating to protection of contingent interests by amending oil, gas, and mineral leases to provide for pooling; amending Section 2, Chapter 525, Acts of the 51st Legislature, 1949 (Article 2320c, Vernon's Texas Civil Statutes), and adding Sections 2A, 2B and 2C; and declaring an emergency."

H. B. No. 1266, A bill to be entitled "An Act repealing Subsection (n), Article 2094, Revised Civil Statutes of Texas, 1925, relating to a class of counties required to use jury wheels in selecting jurors; and declaring an emergency."

H. B. No. 1316, A bill to be entitled "An Act amending Article 6243a of the Revised Civil Statutes of Texas, 1925, as amended; providing for the amendment of the Pension System as to benefits or eligibility requirements, or both, by a majority vote of the Board of Trustees and the participating members in the Fund when proved actuarially sound; preserving the

rights of the present members in the Fund; providing for the election and effective date; providing severability and general repealing clauses; and declaring an emergency."

H. B. No. 1319, A bill to be entitled "An Act relating to the salary of assistant county school superintendents in certain counties; amending Section 2, Article 2700, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

H. B. No. 1327, A bill to be entitled "An Act authorizing cities and towns (including Home Rule Cities) which do not have municipally owned water works or sanitary sewer systems to assess against benefited properties and the owners thereof a part of the costs of "On-Site" improvements, as therein defined, to any water works or sanitary sewer system (either or both) hereafter constructed, purchased or otherwise acquired; authorizing the construction of such "On-Site" improvements in areas to be defined by such cities so that water service or sanitary sewer service, or both, can be furnished to such areas; providing procedures in connection with assessment programs and for the enforcement and collection of such assessments; prescribing the effect of certificates of special assessment and that same shall be legal and authorized investments in certain instances, repealing all laws or parts of laws in conflict therewith; providing that the provisions of the Act shall be cumulative of existing laws and shall be liberally construed to effect its purpose; providing a severance clause; enacting other provisions incident and relating to the subject matter; and declaring an emergency."

H. B. No. 1336, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as East Plantation Utility District of Montgomery County, Texas; defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the is-

suance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency."

H. B. No. 1337, A bill to be entitled "An Act relating to the creation of a Court of Domestic Relations in Harrison County; and declaring an emergency."

H. B. No. 1340, A bill to be entitled "An Act relating to the annual salaries of assistants to the county school superintendent in certain counties; and declaring an emergency."

H. B. No. 1347, A bill to be entitled "An Act relating to retirement benefits and municipal contributions to pension systems in certain cities; amending Section 8 and subsection (b), Section 11, and repealing Section 9, Chapter 358, Acts of the 48th Legislature, 1943, as amended (Article 6243g, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1353, A bill to be entitled "An Act amending Section 1, Chapter 685, Acts of the 60th Legislature, Regular Session (Article 4413d-3, Revised Civil Statutes), allowing the Parks and Wildlife Department to contract for the removal of noxious vegetation from waters; and declaring an emergency."

H. B. No. 1354, A bill to be entitled "An Act relating to raising the maximum fee which may be charged for

performing an autopsy or making certain analyses; amending Articles 49.03 and 49.06, Code of Criminal Procedure, 1965; and declaring an emergency."

H. B. No. 1356, A bill to be entitled "An Act amending Section 10, Chapter 25, Acts of the 52nd Legislature, 1951 (Article 1970-341, Vernon's Texas Civil Statutes), relating to the compensation of the Court Reporter of the County Court at Law of Hidalgo County; and declaring an emergency."

H. B. No. 1358, A bill to be entitled "An Act amending Subsection (a), Section 1, Chapter 69, Acts of the 60th Legislature, Regular Session, 1967 (Article 2700e-1, Vernon's Texas Civil Statutes), relating to salaries of assistants to county school superintendents in certain counties; and declaring an emergency."

H. B. No. 1366, A bill to be entitled "An Act relating to the compensation of the official shorthand reporters for the 5th, 71st, 76th, and 102nd Judicial District of Texas; and declaring an emergency."

H. B. No. 1367, A bill to be entitled "An Act authorizing commissioners courts of eligible counties to acquire, construct, improve, equip, maintain, finance and operate disposal facilities; defining terms; authorizing eligible counties to contract in furtherance of the purposes and powers provided in the Act; authorizing the issuance of revenue bonds for the purpose of providing funds for the acquisition, construction, repair, improvement or equipment of disposal facilities, and necessary sites, and related matters; authorizing the issuance of refunding bonds; providing that commissioners courts shall charge sufficient fees, tolls and charges for the use of disposal facilities; authorizing the commissioners courts to contract with persons for the operation of disposal facilities, and related matters; providing for a receiver in the event of a default; providing that the bonds are eligible investments and securities; granting the power to the commissioners courts to promulgate all reasonable regulations and rules applicable to the usage of disposal facilities; authorizing the commissioners courts to accept grants and gratuities in furtherance of the ob-

jectives and purposes of this Act; providing that this Act is cumulative of other laws relating to the subject and that this Act shall take precedence in case of any conflict with other laws; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

H. B. No. 1371, A bill to be entitled "An Act relating to the salary of the county judge in certain counties; and declaring an emergency."

H. B. No. 1372, A bill to be entitled "An Act amending Section 17, Chapter 232, Acts of the 58th Legislature, 1963 (Article 1970-348, Vernon's Texas Civil Statutes), relating to the compensation of the judge of the County Court at Law of Smith County; and declaring an emergency."

H. B. No. 1373, A bill to be entitled "An Act relating to salaries of county officers and officials in certain counties; and declaring an emergency."

H. B. No. 1374, A bill to be entitled "An Act relating to juvenile boards in certain counties; amending Subdivision (3), Article 5139E-1, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

H. B. No. 1377, A bill to be entitled "An Act providing that in all counties of the State of Texas, having a population of not less than 34,240 and not more than 34,420, according to the last preceding federal census, any such county, or any city or town located in any such county, may cooperate with the Governor's Committee on Aging in carrying out the purposes of that committee on a local level by contributing funds to any local organization the functions of which, in whole or in part, are to cooperate with such committee and which does operate with the approval and sanction of the Governor's Committee on Aging, as set out in Chapter 320, Acts of the 59th Legislature, Regular Session, 1965 (Article 695k, Vernon's Texas Civil Statutes), and providing that the fact that the buildings, facilities, services, or programs operated by such organization may be in part for other community activities or benefits shall not prohibit the contributing of such funds provided the Governor's Committee on Aging has approved that

part of the program applying to the aging; and declaring an emergency."

H. B. No. 1382, A bill to be entitled "An Act relating to the compensation of certain county officials in certain counties; adding a new Section 2B to Chapter 427, Acts of the 54th Legislature, 1955, as amended (Article 3883i, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1385, A bill to be entitled "An Act relating to branch court-houses in certain counties; and declaring an emergency."

H. B. No. 1351, A bill to be entitled "An Act relating to the number of members of the Board of Equalization of Greenville Hospital District, and the method of assessment, equalization and collection of taxes for the Greenville Hospital District; amending Section 5, Chapter 125, Acts 1967, 60th Leg., Page 230 (compiled as Article 449-4q, Texas Civil Statutes); providing for severability; and declaring an emergency."

H. B. No. 140, A bill to be entitled "An Act amending Section (2) of Article 21.04, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, pertaining to the tax lien of the State of Texas; and declaring an emergency."

H. B. No. 96, A bill to be entitled "An Act providing for the payment of state assistance to the surviving spouse and minor children of members of organized volunteer fire fighting units, members of organized law enforcement reserve units, and employees of the Texas Youth Council suffering violent death while in the performance of their duties; amending Sections 1, 2, 3, and 4, Chapter 86, Acts of the 60th Legislature, 1967 (Article 6228f, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 265, A bill to be entitled "An Act relating to the creation, administration, powers, duties, and financing of the Stratford Hospital District, of Sherman County, Texas; and declaring an emergency."

The House has concurred in Senate amendments to House Bill No. 1368 by vote of 140 ayes, 0 noes.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Concurrent Resolution 84 Ordered Not Printed

On motion of Senator Connally, and by unanimous consent, S. C. R. No. 84 was ordered not printed.

Senate Bill 806 on Second Reading

On motion of Senator Wilson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 806, A bill to be entitled "An Act authorizing the Commission for Indian Affairs, in addition to its other powers and authority, to accept or acquire lands, easements and other properties by gifts, grants, and otherwise, for the purpose of preserving and using historic sites and related properties within the county in which an Indian Reservation is located, and to develop same as tourist attractions; etc.; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 806 on Third Reading

Senator Wilson moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 806 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 739 on Second Reading

On motion of Senator Wilson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 739, A bill to be entitled "An Act authorizing territory to be included within the boundaries of a junior college district; providing a method to accomplish such inclusion; enacting other provisions relating to the subject; prescribing a severability provision; and declaring an emergency."

The bill was read second time.

Senator Wilson offered the following amendment to the bill:

Amend Subsection (b) of Section 2 of Senate Bill No. 739 to read as follows:

(b) All qualified electors residing within the boundaries of the entire district as proposed to be changed shall be qualified to vote at such an election. The returns of any such election shall be canvassed by the governing body of the district and if a majority of the persons residing in the district and voting at the election and a majority of the persons residing in the territory proposed to be annexed and voting at the election vote for the boundary change, the governing body of the district shall, in its order canvassing such returns, declare the boundaries of the district changed to include the territory described in the petition theretofore presented to them. Such order may also include the name by which the district as changed shall be known.

The amendment was read and was adopted.

Senator Wilson offered the following amendment to the bill:

Amend Senate Bill 739, by striking out all of Section 3 and inserting in lieu thereof a new section reading as follows:

"Sec. 3. Except as otherwise provided herein, all elections held hereunder shall be governed by the provisions relating to bond elections held by independent school districts. The governing body of the district calling

an election hereunder shall give notice of any such election by causing a substantial copy of its order calling the election to be posted in at least three public places within the boundaries of the district as proposed to be changed and published at least one time in a newspaper of general circulation within such boundaries. Provided, however, if any railroad right-of-way or other property is located within such territory, additional notice shall be given by certified mail, to the railroad company, at the address shown on the latest county tax roll. Such posting, such publication and such certified mail notice shall be done at least 30 days prior to the date on which the election is to be held. The order calling the election may provide that the entire district as proposed to be changed shall constitute one election precinct or such order may provide for more than one election precinct."

The amendment was read and was adopted.

On motion of Senator Wilson, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 739 on Third Reading

Senator Wilson moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 739 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

Report of Standing Committee

Senator Connally, by unanimous consent, submitted the following report:

Austin, Texas,
May 15, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife to which was referred S. B. No. 558, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee Substitute adopted in lieu thereof do pass and be printed.

CONNALLY, Chairman
BLANCHARD
BROOKS
HARRINGTON
WILSON
RATLIFF
BERRY
SNELSON
CREIGHTON

C. S. S. B. No. 558 was read the first time.

**Committee Substitute
Senate Bill 342 on Second Reading**

On motion of Senator Moore, and by unanimous consent, the regular

order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C. S. S. B. No. 342, A bill to be entitled "An Act relating to a change in the powers of the Commissioner in cancelling, suspending, or revoking the temporary appointment powers of any life insurance company in regard to life insurance agents, amending Section 10, Chapter 213, Acts of the 54th Legislature, Regular Session, 1955.

The bill was read second time and passed to engrossment.

**Committee Substitute
Senate Bill 342 on Third Reading**

Senator Moore moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 342 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 341 on Second Reading

On motion of Senator Moore, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 341, A bill to be entitled "An Act amending Section 5, Chapter 29, Acts of 54th Legislature, Regular Session, 1955, relating to a change in the licensing of a life insurance counselor; prohibiting advertising; and declaring an emergency."

The bill was read second time.

Senator Strong offered the following amendment to the bill:

Strike all below the enacting clause and substitute the following:

Section 1. Section 5, Chapter 29, Acts of the 54th Legislature, Regular Session, 1955, (Article 21.07-2, Vernon's Texas Civil Statutes) is amended to read as follows:

"Sec. 5. Mode of Licensing and Regulation. The licensing and regulation of a Life Insurance Counselor, as that term is defined herein, shall be in the same manner and subject to the same requirements as applicable to the licensing of agents of legal reserve life insurance companies as provided in Article 21.07-1 of the Texas Insurance Code, 1951, or as provided by any existing or subsequent applicable law governing the licensing of such agents, and all the provisions thereof are hereby made applicable to applicants and licensees under this Act, except that a Life Insurance Counselor shall not advertise in any manner and shall not circulate materials indicating professional superiority or the performance of professional service in a superior manner; provided, however, that an appointment to act for an insurer shall not be a condition to the licensing of a Life Insurance Counselor.

In addition to the above requirements, the applicant for licensure as a Life Insurance Counselor shall submit to the Commissioner evidence of high moral and ethical character, documentation that he has been licensed as a life insurance agent in excess of three years. After the Insurance Commissioner has satisfied himself as to these requirements, he shall then cause the applicant for a Life Insurance Counselor's license to sit for an examination which shall include the following:

Such examination shall consist of five subjects and subject areas:

(a) Fundamentals of life and health insurance;

(b) Group life insurance, pensions and health insurance;

(c) Law, trust and taxation;

(d) Finance and economics; and

(e) Business insurance and estate planning.

No license shall be granted until such individual shall have successfully passed each of the five parts above enumerated. Such examinations may be given and scheduled by the Commissioner at his discretion. Individuals currently holding Life Insurance Counselor licenses issued by the Texas State Board of Insurance, who do not have the equivalent of the requirements above listed, shall have one year from the date of enactment hereof to so qualify.

Section 2. The importance of this legislation and the condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and the Rule is hereby suspended.

MOORE
STRONG

The amendment was read and was adopted.

On motion of Senator Moore, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended passed to engrossment.

Senate Bill 341 on Third Reading

Senator Moore moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 341 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Grover
Bates	Hall
Bernal	Harrington
Berry	Harris
Blanchard	Hazlewood
Bridges	Herring
Brooks	Hightower
Christie	Kennard
Cole	Mauzy
Connally	McKool
Creighton	Moore

Patman	Strong
Ratliff	Watson
Schwartz	Wilson
Snelson	Word

Absent—Excused
Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to House Bill No. 122 by vote of 139 ayes, 1 noes.

The House has concurred in Senate amendments to House Bill No. 1092 by vote of 140 ayes, 0 noes.

The House has concurred in Senate amendments to House Bill No. 1388 by vote of 142 ayes, 0 noes.

The House has concurred in Senate amendments to House Bill No. 371 by non-record vote.

H. B. No. 84, A bill to be entitled "An Act requiring designation of right-of-way at intersections; amending Chapter 421, Act of the 50th Legislature, 1947, as amended (Article 7601d, Vernon's Texas Civil Statutes); and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN

Chief Clerk, House of Representatives

Senate Concurrent Resolution 84 on Second Reading

On motion of Senator Connally, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

S. C. R. No. 84, Requesting the Governor to appoint a Natural Resources Study Commission.

The resolution was read.

Senator Connally offered the following amendment to the resolution:

Amend Senate Concurrent Resolution No. 84, by adding a new Section 7 to read as follows:

Sec. 7. The commission shall prepare a budget for the operating expenses of the commission, which shall be submitted to the Contingent Expenses Committee of the Senate, and no expenditures shall be made until a budget has been approved. The staff of the Texas Legislative Council is requested to assist the commission in the study.

The amendment was read and was adopted.

On motion of Senator Connally, the resolution was considered immediately and was adopted.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 856, A bill to be entitled "An Act relating to the operation of grain warehouses and warehousemen; providing for supervision and licensing of grain warehouses and warehousemen by the Commissioner of Agriculture of Texas; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,

Chief Clerk, House of Representatives

Reports of Standing Committees

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs to which was referred H. B. No. 17, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
WORD
CONNALLY

Senator Connally, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife to which was referred H. B. No. 1432, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman
BLANCHARD

Committee Substitute
Senate Joint Resolution 29
on Third Reading

Senator Bernal moved to suspend the regular order of business and take up C. S. S. J. R. No. 29 for consideration at this time.

The motion prevailed by the following vote:

Yeas—21

Bates	Kennard
Bernal	Mauzy
Berry	McKool
Blanchard	Patman
Bridges	Schwartz
Brooks	Snelson
Christie	Strong
Cole	Watson
Connally	Wilson
Harrington	Word
Hightower	

Nays—9

Aikin	Hazlewood
Creighton	Herring
Grover	Moore
Hall	Ratliff
Harris	

Absent—Excused
Jordan

The President laid the resolution before the Senate on its third reading and final passage:

C. S. S. J. R. 29, Proposing a constitutional amendment to provide that the Legislature may authorize political subdivisions to adopt rules of tenure and security of employment for their employees.

The resolution was read third time and was passed by the following vote:

Yeas—21

Bates	Kennard
Bernal	Mauzy
Berry	McKool
Blanchard	Patman
Bridges	Schwartz
Brooks	Snelson
Christie	Strong
Cole	Watson
Connally	Wilson
Harrington	Word
Hightower	

Nays—9

Aikin	Hazlewood
Creighton	Herring
Grover	Moore
Hall	Ratliff
Harris	

Absent—Excused

Jordan

Senate Bill 439 on Second Reading

On motion of Senator Strong, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

S. B. No. 439, A bill to be entitled "An Act relating to state liability for property damage by certain persons; and declaring an emergency."

The bill was read second time.

Senator Strong offered the following amendment to the bill:

Amend S. B. 439 by adding Section 1 (c). The liability of the State of Texas shall never exceed that amount of damage in excess of amounts compensated for by insurance or otherwise.

The amendment was read and was adopted.

On motion of Senator Word, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 439 on Third Reading

Senator Word moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 439 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 1432 Ordered Not Printed

On motion of Senator Moore and by unanimous consent H. B. No. 1432 was ordered not printed.

**Senate Resolution 330
on Second Reading**

On motion of Senator Brooks, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

S. R. No. 330, Providing that prior approval of the Senate Committee on Contingent Expenses shall be required before the expenditure of any funds of any Interim Committee created by the Senate.

The resolution was read and was adopted.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 1002, A bill to be entitled "An Act amending Chapter 192, Acts of the 58th Legislature, Regular Session, 1963, page 512 (compiled as Article 1110c, Vernon's Texas Civil Statutes), as amended by Chapter 769, Acts of the 60th Legislature, Regular Session, 1967, page 2068; providing for severability; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,

Chief Clerk, House of Representatives

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 265, To Committee on Public Health.

H. B. No. 1319, To Committee on County, District and Urban Affairs.

H. B. No. 1418, To Committee on Water and Conservation.

Reports of Standing Committees

Senator Watson, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Public Health, to which was referred House Bill No. 265, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WATSON,
Vice-Chairman
BERRY
BROOKS
CHRISTIE
COLE
CONNALLY
HARRINGTON
HERRING
McKOOL
SNELSON
WORD

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs to which was referred H. B. No. 1319, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman
WORD
CONNALLY

Senator Creighton, by unanimous consent, submitted the following report:

Austin, Texas,
May 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 1418, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

House Bill 265 Ordered Not Printed

On motion of Senator Hazlewood and by unanimous consent H. B. No. 265 was ordered not printed.

House Bill 1319 Ordered Not Printed

On motion of Senator Ratliff and by unanimous consent H. B. No. 1319 was ordered not printed.

House Bill 1418 Ordered Not Printed

On motion of Senator Ratliff and by unanimous consent H. B. No. 1418 was ordered not printed.

Welcome Resolutions

S. R. No. 830—By Senator Snelson: Extending welcome to Gary Wisener.

S. R. No. 831—By Senator Herring: Extending welcome to sponsors and students of Eanes Elementary School of Travis County.

S. R. No. 832—By Senator Watson: Extending welcome to Robert Hawkins, et al.

S. R. No. 833—By Senator Aikin: Extending welcome to Mr. and Mrs. Duran Davis of Paris.

Adjournment

On motion of Senator Aikin the Senate at 12:45 o'clock a.m. adjourned until 10:00 o'clock a.m. tomorrow.

APPENDIX

**Sent to Governor
May 19, 1969**

S. C. R. No. 86
S. C. R. No. 82
S. C. R. No. 81
S. C. R. No. 80
S. C. R. No. 79
S. C. R. No. 78

In Memory of
The Honorable John S. Simmang

Senator Moore offered the following resolution:

(Senate Resolution 829)

Whereas, A distinguished jurist of Giddings, Texas, the Honorable John S. Simmang, died Sunday, May 18, 1969, at the age of 62; and

Whereas, He was district judge for the 21st Judicial District, and had served in this capacity since January, 1969. He had long been active in community service and had practiced law in Giddings since 1929; and

Whereas, He had also previously served as county judge and as county attorney, always rendering conscientious and dedicated service to the citizens of the State of Texas; now, therefore, be it

Resolved, That the Senate of the State of Texas pay tribute to the memory of The Honorable John S. Simmang and extend sympathy to the members of his family: to his wife, Mary Ellen Simmang of Giddings; his son, Michael Simmang of Giddings; and his daughter, Mrs. Mary Kay O'Brien of Dallas; and, be it further

Resolved, That copies of this Resolution be prepared for the members of his family, and that when the Senate of the 61st Legislature adjourns today, it do so in memory of this outstanding Texan, The Honorable John S. Simmang.

The resolution was read and was adopted by a rising vote of the Senate.